

62-7860

DRAFT
OGC:LRH:jeb
26 Oct 62

MEMORANDUM FOR: Executive Committee

10/29/62

SUBJECT: Information Requests by Disarmament Agency

1. When the Disarmament Agency was set up by law in September 1961, the Director thereof (herein referred to as DDA) was given wide authority to ensure the conduct of research and development and to coordinate such research and development in the field of arms control and disarmament by and for other Government agencies in accordance with procedures established by the President. The authority of the DDA extends to such fields as detection and inspection of nuclear, bacteriological, chemical and radiological weapons; techniques and systems of detecting and inspecting such weapons; analysis of national budgets to determine how much support on armaments; training of scientists and technicians; problems of possible surprise attack; economic and political consequences of arms control and related matters "insofar as they relate to arms control and disarmament." Obviously many of these subjects are of direct interest to CIA, and much research and development is done in connection therewith for intelligence purposes as opposed to disarmament purposes.

2. The DDA has asked the DCI for the two agencies to cooperate and for CIA to provide his agency with information and assessments on our arms control research contracts and studies. Specifically, his request is for reports on all significant in-house studies and those performed under control or grant, as well as contributions to interagency studies completed since July 15, 1961 or in progress as of May 31, 1962. Subsequent semiannual reports are contemplated. If the reports are classified they request that an unclassified version be provided which can be used for publication.

3. If a broad interpretation is applied to the DDA's statutory authority, his request could be construed to apply to a multitude of CIA's documents and projects. Not only would a compilation of these be a very major and time-consuming task but also every item would be classified and the sum total would have to be of the highest classification. An unclassified version would of necessity be meaningless.

4. Executive Order 11044, setting procedures for interagency coordination, is not much help in resolving the problem. It named CIA as one of the agencies which would cooperate with the DDA on all significant aspects of U. S. arms control and disarmament policy and related matters. Pursuant to this, the Agency has in the past afforded considerable support to the DDA in response to specific requirements in connection with international negotiations

and other activities requiring intelligence support. In connection with research, the Executive Order provides that the DDA shall maintain a continuing inventory of Federal activities related to the planned program for research, development, and other studies for arms control and disarmament policy formulation for which the DDA is responsible. Technically, we could take the position that, except insofar as our research is responsive to the DDA's requirements for intelligence support, our effort is not directed towards disarmament and arms control but is directed towards intelligence requirements, and on this basis say we had no reports to make in addition to what has already been furnished to the DDA. However, the spirit of the law and the Executive Order indicate that all agencies concerned should cooperate as fully as possible with DDA. We recommend, therefore, that representatives of the DD/I be authorized to negotiate with the DDA representative on the following terms:

- a. An unclassified report from this Agency is not feasible from a security standpoint;
- b. complete reports in the form requested would place an unacceptable burden on this Agency and would be of the greatest security sensitivity;
- c. we can provide in classified form descriptions of the areas in which this Agency has performed research and development in general terms;

d. on the basis of this information we will conduct continuing liaison with the DDA to ensure

(1) that there is no unnecessary duplication of research and development in the fields of mutual interest and

(2) that we will continue to be responsive within our capabilities to requirements for intelligence support to the DDA;

e. that if the agreement cannot be negotiated in the general area set forth above, the matter will have to be referred back to the DCI.

LAWRENCE R. HOUSTON
General Counsel

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APPROVAL		DISPATCH		RECOMMENDATION	
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Remarks: The attached paper will be considered at Executive Committee meeting today. <i>Exec. Dir. Rawce</i>					
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General Counsel 					10/29/62
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